

# THE INDEPENDENT

— INSURED —

EVERY AFTERNOON

(Except Sunday)

Entered at the Post Office at Honolulu

H. T., as Second-class mail

## SUBSCRIPTION RATES:

Per Month, anywhere in the H. I. 50  
Per Year, postpaid to Foreign Countries 5 00  
Per Year, postpaid to Foreign Countries 5 00

Payable Invariably in Advance.

V. J. TESTA, Proprietor and Publisher.

Honolulu.

Residing in Honolulu.

TUESDAY, DEC. 13, 1904.

## LIBERTY AND JUSTICE.

Judge Dole's decision on the leper habeas corpus case is being awaited with much concern, as his decision, whichever way it goes, will have decided the issue for the first time in this Territory.

It is not the cure of the disease that is being aimed at, as nothing is being done anyway towards its amelioration other than to dump them to that "living hell" to live out an existence, maintained at public expense, but it is the restraining of one's liberty, which is secured to one under the constitution. A man is entitled to be heard, but he is not to be railroaded to jail or, as in this case, to a living death, on the mere say-so of some men that he is afflicted with an incurable and contagious disease.

We think the point raised by the writ is a good and a strong one, and entirely upsets, in our mind, the firm stand views expressed by the Attorney General in his remarks in Court that a man, when segregated, is not restrained of his liberty, but that the rules governing the Settlement does. Enjoying the franchise is a privilege, as lepers are not deprived of their civil rights, because they have not committed any crime

visited with such a loathsome malady.

There is some merit in this contest which should not be lost sight of. We don't for a moment believe that it will affect those already segregated in the least, but it will teach, if the writ is granted, the Board of Health to be more careful in the future and not force any one to be deported against his will without an attempt being first made to effect a cure by some approved treatment or otherwise. In such an event, hospitals should be provided and all aid afforded those already segregated and to be segregated in the future, as it is not their fault that they are so afflicted.

But the matter is now left in the hands of our Federal Judge and it is up to him to dole out justice, "though the heavens fall," being ever mindful, we hope, of that liberty which is the chief bulwark of all Anglo-Saxon institutions and the pride of our much vaunted Americanism.

## No Harm Done.

"Truth is stranger than fiction," so runs the saying, and is as true today as when first uttered and used. Because the truth was told in the New York Herald's Honolulu correspondence, dated November 15th last, about the methods practiced throughout this Territory on election day, the "small farmer" fiction writer cries out "hurt," and bawls a long blast, that it "works harm to Hawaii," at the same time yelling crazy mad "that it is a lie." Why so? may we ask. Is it because "the truth, the whole truth, and nothing but the truth" was given away about how the Republicans managed their campaign here? That's just it. Had it been nothing but fiction, then it would have suited the "needy newspaper fakir" of the "small farmer" class.

Reading the correspondence through from first to last, we find it to be the truth, every word contained in it, and that the "weird" and "needy newspaper fakir" eking out his salary by ingenious lying" knew his business and what he was writing about, and that the New York Herald was not fooled in the matter by "some knocking newspaper fakir." The saying that "the more the truth, the more the libel," is also applicable to this, because "the more the truth, the more the lie" to the Morning Fakir. It is just as already remarked, that had that correspondence been written in the opposite vein, then the truth would have been all there, especially to the "small farmer" fakir.

"Of course, nobody cared how much of a pale gray ass" this "small farmer" editor is, the truth is nevertheless all there, and we utterly fail to see why it "works harm to Hawaii." We believe that the more the truth is told of Hawaii and to those away from here, the better for the work of the Hawaii Promotion Committee, and this sample is one of the best advertisements yet given out. We much prefer to have others know of us in our true colors, and not that our light should be hidden under a bushel. In having the truth given out away from here, and that by a correspondent who is old in the business, and to a newspaper

we anticipate that much good will be the result and that it has not worked any harm whatsoever to Hawaii and.

## It's Up To Governor.

It begins to look very much as if there were a colored gentleman in the pickets that surround the Maui appropriations. All of the larger appropriations had strings on them, and some one has effectually pulled the strings. Practically all of our smaller appropriations seem to have been pigeon-holed, and no prospect appears to have them taken up. Granting that the Public Works Department has had its hands full, still such appropriations as were for Iao Valley, the Haleakala trail, McGregor's Landing and the road around West Maui might easily have been used. Governor Carter has personally seen our needs and now it is up to him to have work begun. —Maui News.

## TOPICS OF THE DAY.

What does the others know but that Curtis P. Iaukea has already complied with all the necessary conditions required for contesting the election of Delegate Kuhio in Washington?

Now that the Federal grand jury is in session contemporaneously with the Territorial body, we hope to see much done between the two. Even if nothing is found to cause indictments to be brought against any of the partizan tools, we believe that sufficient testimony will be placed before either inquisition to cause any fair minded citizen to shudder in his boots with regard to the practices employed so as to gain what result it did on election day.

Senator Achi says that the Advertiser treated him unfairly this morning in its report of the "contested ranch sale" yesterday in Circuit Court, in that it did not publish all he said on the witness stand. Space forbids us to give his version of what he claims he did say in Court, some of which are very rich "ancient history," and will bear out some statements formerly made by THE INDEPENDENT when the deal was made two years ago.

Since Emma Square went out of the band concert business, Thomas Square has been monopolizing it of late and is having the distinction of giving the usual Monday evening concerts. Not that the change has done any harm, but instead it is a somewhat pleasing change. Still there is some sentiment attached to old Emma Square, but that has been entirely obliterated by the destruction of the old trees which have been growing there as far back as we can remember.

We sincerely hope that the vandals who undertook to destroy some of the young trees planted around Aala park will be apprehended and landed behind prison bars. An example should be made of a few by sentencing them to imprisonment at hard labor from six months to five years. That may teach them hereafter to let young and harmless trees alone, as we deem their destruction a retrograde step in the beautifying of that park, as it takes time and much care for trees to grow, especially young ones.

## LOST.

On the Manoa road, a package containing a pink linen waist and other articles. Finder will please return to Telephone Main 147. 2992-1wk

## NOTICE OF REWARD.

Notice is hereby given that the Democratic Central Committee of this Territory will pay a reward of Fifty Dollars (\$50.00) for evidence that will lead to the conviction of any person voting illegally, or otherwise violating the election laws of this Territory at the coming election. By order of the Executive Committee.

W. A. KINNEY, Chairman,  
WILLIAM F. ERVING, Secretary.

## HOUSE TO LET.



THE HOUSE AND PREMISES recently occupied by the Sanitarium on King street, beyond Thomas square. Possession given immediately. For terms and particulars, apply to

ABR. FERNANDEZ

At Store of Abr Fernandez & Son, 44-50 King Street. 2971-1f

## A. Fernandez & Son Agricultural Implements

Hardware, Cutlery, Stoves, Leather Skins, Shoes Findings Fish Nets, Linen and Cotton Twine, Rope, Steel and Galvanized Wire Cloth, Poultry Netting, Rubber Hose, Paints, Oils, Colors, Varnishes, Brushes and General Merchandise.

## Nos. 44 to 50 KING STREET

Between Nuuanu and Smith Sts.

KATSEY BLOCK P. O. BOX 748  
Telephone Main 189  
HONOLULU

## WM. G. IRWIN & CO. (LIMITED.)

## AGENTS FOR

WESTERN SUGAR REFINING CO. SAN FRANCISCO, CAL.

BALDWIN LOCOMOTIVE WORKS PHILADELPHIA, PA.

NEWELL UNIVERSAL MILL CO. Manufacturers of National Candy Shredder, New York, N. Y.

PARAFFINE PAINT COMPANY SAN FRANCISCO, CAL.

OHLANDT AND COMPANY, SAN FRANCISCO, CAL.

PACIFIC OIL TRANSPORTATION CO. SAN FRANCISCO, CAL.

50 YEARS' EXPERIENCE

# PATENTS

TRADE MARKS  
DESIGNS  
COPYRIGHTS &c.

Anyone sending a sketch and description may quickly ascertain our opinion free whether an invention is probably patentable. Communication strictly confidential. HANDBOOK on Patents sent free. Oldest agency for securing patents. Patents taken through Munn & Co. receive special notice, without charge, in the

## Scientific American.

A handsomely illustrated weekly. Largest circulation of any scientific journal. Terms, \$3 a year; four months, \$1. Sold by all newsmen.

### MUNN & Co. 391 Broadway, New York

## A SUMMER PROPOSITION.

Well, now there's the

## ICE QUESTION!

You know you'll need ice; you know it's a necessity in hot weather. We believe you are anxious to get that ice which will give you satisfaction, and we'd like to supply you. Order from

The Oahu Ice & Electric Co.

Telephone 8151 Blue Postoffice Box 626

## Use

## Crystal

## Springs Butter

It is perfectly pure and always gives satisfaction. We deliver it in neat pasteboard boxes.

## Metropolitan Meat Co.

Telephone Main 45.

CLAUS SPRECKELS & WM. G. IRWIN

## Claus Spreckels & Co.,

BANKERS.

HONOLULU

San Francisco Agents—THE NEVADAN NATIONAL BANK OF SAN FRANCISCO

## BANK EXCHANGE ON

SAN FRANCISCO—The Nevada National Bank of San Francisco.  
LONDON—The Union of London & Smiths Bank Ltd.  
NEW YORK—American Exchange National Bank.  
CHICAGO—Corn Exchange National Bank.  
PARIS—Credit Lyonnais.  
BERLIN—Dresdner Bank.  
HONG KONG AND YOKOHAMA—Hong Kong & Shanghai Banking Corporation  
NEW ZEALAND AND AUSTRALIA—Banks of New Zealand and Australia.  
VICTORIA AND VANCOUVER—Banks of British North America.

Transact General Banking and Exchange Business.

Deposits Received. Loans made on Approved Security. Commercial and Travellers Credit Issued. Bills of Exchange bought and sold.

Collection Promptly Accounted For  
-927-

## French Fireproof Ware

Ramekins, Entree Dishes, Souffle Dishes, Welsh Rarebit Dishes, Casseroles, Shirred Egg Pans, Marmite Dishes, Baking Forms all shapes. Prices within the reach of every housewife.

## Lewis & Co., Ltd.

169 KING St., Lewers & Cooke bldg. 240—Two Telephones—240.